

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

## I. (a) PLAINTIFFS

Richard Jastrzebski

(b) County of Residence of First Listed Plaintiff Bucks

(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Daniel Schwartz, Esquire

P.O. Box 100

Jamison, PA 18929 (215) 491-3500

## DEFENDANTS

Wand Topco, Inc  
Caliber CollisionAiton Dos Santos  
Nicholas SmithCounty of Residence of First Listed Defendant Texas

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

## II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question (U.S. Government Not a Party)
- ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- |   | PTF                                   | DEF                                   |   | PTF                        | DEF                        |
|---|---------------------------------------|---------------------------------------|---|----------------------------|----------------------------|
| Citizen of This State                   | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1            | Incorporated or Principal Place of Business In This State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2            | <input checked="" type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3            | <input type="checkbox"/> 3            | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

## IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 625 Drug Related Seizure	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 375 False Claims Act
<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 626 of Property 21 USC 881	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))
<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 424 Bankruptcy	<input type="checkbox"/> 400 State Reapportionment
<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 330 Federal Employers' Liability		<input type="checkbox"/> 425 Bankruptcy	<input type="checkbox"/> 410 Antitrust
<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 340 Marine		<input type="checkbox"/> 426 Bankruptcy	<input type="checkbox"/> 430 Banks and Banking
<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 345 Marine Product Liability		<input type="checkbox"/> 427 Bankruptcy	<input type="checkbox"/> 450 Commerce
<input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)	<input checked="" type="checkbox"/> 350 Motor Vehicle		<input type="checkbox"/> 428 Bankruptcy	<input type="checkbox"/> 460 Deportation
<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 355 Motor Vehicle Product Liability		<input type="checkbox"/> 429 Bankruptcy	<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations
<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 360 Other Personal Injury		<input type="checkbox"/> 430 Bankruptcy	<input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692)
<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 362 Personal Injury - Medical Malpractice		<input type="checkbox"/> 431 Bankruptcy	<input type="checkbox"/> 485 Telephone Consumer Protection Act
<input type="checkbox"/> 195 Contract Product Liability			<input type="checkbox"/> 432 Bankruptcy	<input type="checkbox"/> 490 Cable/Sat TV
<input type="checkbox"/> 196 Franchise			<input type="checkbox"/> 433 Bankruptcy	<input type="checkbox"/> 495 Securities/Commodities/Exchange
			<input type="checkbox"/> 434 Bankruptcy	<input type="checkbox"/> 890 Other Statutory Actions
			<input type="checkbox"/> 435 Bankruptcy	<input type="checkbox"/> 891 Agricultural Acts
			<input type="checkbox"/> 436 Bankruptcy	<input type="checkbox"/> 893 Environmental Matters
			<input type="checkbox"/> 437 Bankruptcy	<input type="checkbox"/> 895 Freedom of Information Act
			<input type="checkbox"/> 438 Bankruptcy	<input type="checkbox"/> 896 Arbitration
			<input type="checkbox"/> 439 Bankruptcy	<input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision
			<input type="checkbox"/> 440 Bankruptcy	<input type="checkbox"/> 950 Constitutionality of State Statutes
			<input type="checkbox"/> 441 Bankruptcy	
			<input type="checkbox"/> 442 Bankruptcy	
			<input type="checkbox"/> 443 Bankruptcy	
			<input type="checkbox"/> 444 Bankruptcy	
			<input type="checkbox"/> 445 Bankruptcy	
			<input type="checkbox"/> 446 Bankruptcy	
			<input type="checkbox"/> 447 Bankruptcy	
			<input type="checkbox"/> 448 Bankruptcy	
			<input type="checkbox"/> 449 Bankruptcy	
			<input type="checkbox"/> 450 Bankruptcy	
			<input type="checkbox"/> 451 Bankruptcy	
			<input type="checkbox"/> 452 Bankruptcy	
			<input type="checkbox"/> 453 Bankruptcy	
			<input type="checkbox"/> 454 Bankruptcy	
			<input type="checkbox"/> 455 Bankruptcy	
			<input type="checkbox"/> 456 Bankruptcy	
			<input type="checkbox"/> 457 Bankruptcy	
			<input type="checkbox"/> 458 Bankruptcy	
			<input type="checkbox"/> 459 Bankruptcy	
			<input type="checkbox"/> 460 Bankruptcy	
			<input type="checkbox"/> 461 Bankruptcy	
			<input type="checkbox"/> 462 Bankruptcy	
			<input type="checkbox"/> 463 Bankruptcy	
			<input type="checkbox"/> 464 Bankruptcy	
			<input type="checkbox"/> 465 Bankruptcy	
			<input type="checkbox"/> 466 Bankruptcy	
			<input type="checkbox"/> 467 Bankruptcy	
			<input type="checkbox"/> 468 Bankruptcy	
			<input type="checkbox"/> 469 Bankruptcy	
			<input type="checkbox"/> 470 Bankruptcy	
			<input type="checkbox"/> 471 Bankruptcy	
			<input type="checkbox"/> 472 Bankruptcy	
			<input type="checkbox"/> 473 Bankruptcy	
			<input type="checkbox"/> 474 Bankruptcy	
			<input type="checkbox"/> 475 Bankruptcy	
			<input type="checkbox"/> 476 Bankruptcy	
			<input type="checkbox"/> 477 Bankruptcy	
			<input type="checkbox"/> 478 Bankruptcy	
			<input type="checkbox"/> 479 Bankruptcy	
			<input type="checkbox"/> 480 Bankruptcy	
			<input type="checkbox"/> 481 Bankruptcy	
			<input type="checkbox"/> 482 Bankruptcy	
			<input type="checkbox"/> 483 Bankruptcy	
			<input type="checkbox"/> 484 Bankruptcy	
			<input type="checkbox"/> 485 Bankruptcy	
			<input type="checkbox"/> 486 Bankruptcy	
			<input type="checkbox"/> 487 Bankruptcy	
			<input type="checkbox"/> 488 Bankruptcy	
			<input type="checkbox"/> 489 Bankruptcy	
			<input type="checkbox"/> 490 Bankruptcy	
			<input type="checkbox"/> 491 Bankruptcy	
			<input type="checkbox"/> 492 Bankruptcy	
			<input type="checkbox"/> 493 Bankruptcy	
			<input type="checkbox"/> 494 Bankruptcy	
			<input type="checkbox"/> 495 Bankruptcy	
			<input type="checkbox"/> 496 Bankruptcy	
			<input type="checkbox"/> 497 Bankruptcy	
			<input type="checkbox"/> 498 Bankruptcy	
			<input type="checkbox"/> 499 Bankruptcy	
			<input type="checkbox"/> 500 Bankruptcy	
			<input type="checkbox"/> 501 Bankruptcy	
			<input type="checkbox"/> 502 Bankruptcy	
			<input type="checkbox"/> 503 Bankruptcy	
			<input type="checkbox"/> 504 Bankruptcy	
			<input type="checkbox"/> 505 Bankruptcy	
			<input type="checkbox"/> 506 Bankruptcy	
			<input type="checkbox"/> 507 Bankruptcy	
			<input type="checkbox"/> 508 Bankruptcy	
			<input type="checkbox"/> 509 Bankruptcy	
			<input type="checkbox"/> 510 Bankruptcy	
			<input type="checkbox"/> 511 Bankruptcy	
			<input type="checkbox"/> 512 Bankruptcy	
			<input type="checkbox"/> 513 Bankruptcy	
			<input type="checkbox"/> 514 Bankruptcy	
			<input type="checkbox"/> 515 Bankruptcy	
			<input type="checkbox"/> 516 Bankruptcy	
			<input type="checkbox"/> 517 Bankruptcy	
			<input type="checkbox"/> 518 Bankruptcy	
			<input type="checkbox"/> 519 Bankruptcy	
			<input type="checkbox"/> 520 Bankruptcy	
			<input type="checkbox"/> 521 Bankruptcy	
			<input type="checkbox"/> 522 Bankruptcy	
			<input type="checkbox"/> 523 Bankruptcy	
			<input type="checkbox"/> 524 Bankruptcy	
			<input type="checkbox"/> 525 Bankruptcy	
			<input type="checkbox"/> 526 Bankruptcy	
			<input type="checkbox"/> 527 Bankruptcy	
			<input type="checkbox"/> 528 Bankruptcy	
			<input type="checkbox"/> 529 Bankruptcy	
			<input type="checkbox"/> 530 Bankruptcy	
			<input type="checkbox"/> 531 Bankruptcy	
			<input type="checkbox"/> 532 Bankruptcy	
			<input type="checkbox"/> 533 Bankruptcy	
			<input type="checkbox"/> 534 Bankruptcy	
			<input type="checkbox"/> 535 Bankruptcy	
			<input type="checkbox"/> 536 Bankruptcy	
			<input type="checkbox"/> 537 Bankruptcy	
			<input type="checkbox"/> 538 Bankruptcy	
			<input type="checkbox"/> 539 Bankruptcy	
			<input type="checkbox"/> 540 Bankruptcy	
			<input type="checkbox"/> 541 Bankruptcy	
			<input type="checkbox"/> 542 Bankruptcy	
			<input type="checkbox"/> 543 Bankruptcy	
			<input type="checkbox"/> 544 Bankruptcy	
			<input type="checkbox"/> 545 Bankruptcy	
			<input type="checkbox"/> 546 Bankruptcy	
			<input type="checkbox"/> 547 Bankruptcy	
			<input type="checkbox"/> 548 Bankruptcy	
			<input type="checkbox"/> 549 Bankruptcy	
			<input type="checkbox"/> 550 Bankruptcy	
			<input type="checkbox"/> 551 Bankruptcy	
			<input type="checkbox"/> 552 Bankruptcy	
			<input type="checkbox"/> 553 Bankruptcy	
			<input type="checkbox"/> 554 Bankruptcy	
			<input type="checkbox"/> 555 Bankruptcy	
			<input type="checkbox"/> 556 Bankruptcy	
			<input type="checkbox"/> 557 Bankruptcy	
			<input type="checkbox"/> 558 Bankruptcy	
			<input type="checkbox"/> 559 Bankruptcy	
			<input type="checkbox"/> 560 Bankruptcy	
			<input type="checkbox"/> 561 Bankruptcy	
			<input type="checkbox"/> 562 Bankruptcy	
			<input type="checkbox"/> 563 Bankruptcy	
			<input type="checkbox"/> 564 Bankruptcy	
			<input type="checkbox"/> 565 Bankruptcy	
			<input type="checkbox"/> 566 Bankruptcy	
			<input type="checkbox"/> 567 Bankruptcy	
			<input type="checkbox"/> 568 Bankruptcy	
			<input type="checkbox"/> 569 Bankruptcy	
			<input type="checkbox"/> 570 Bankruptcy	
			<input type="checkbox"/> 571 Bankruptcy	
			<input type="checkbox"/> 572 Bankruptcy	
			<input type="checkbox"/> 573 Bankruptcy	
			<input type="checkbox"/> 574 Bankruptcy	
			<input type="checkbox"/> 575 Bankruptcy	
			<input type="checkbox"/> 576 Bankruptcy	
			<input type="checkbox"/> 577 Bankruptcy	
			<input type="checkbox"/> 578 Bankruptcy	
			<input type="checkbox"/> 579 Bankruptcy	
			<input type="checkbox"/> 580 Bankruptcy	
			<input type="checkbox"/> 581 Bankruptcy	
			<input type="checkbox"/> 582 Bankruptcy	
			<input type="checkbox"/> 583 Bankruptcy	
			<input type="checkbox"/> 584 Bankruptcy	
			<input type="checkbox"/> 585 Bankruptcy	
			<input type="checkbox"/> 586 Bankruptcy	
			<input type="checkbox"/> 587 Bankruptcy	
			<input type="checkbox"/> 588 Bankruptcy	
			<input type="checkbox"/> 589 Bankruptcy	
			<input type="checkbox"/> 590 Bankruptcy	
			<input type="checkbox"/> 591 Bankruptcy	
			<input type="checkbox"/> 592 Bankruptcy	
			<input type="checkbox"/> 593 Bankruptcy	
			<input type="checkbox"/> 594 Bankruptcy	
			<input type="checkbox"/> 595 Bankruptcy	
			<input type="checkbox"/> 596 Bankruptcy	
			<input type="checkbox"/> 597 Bankruptcy	
			<input type="checkbox"/> 598 Bankruptcy	
			<input type="checkbox"/> 599 Bankruptcy	
			<input type="checkbox"/> 600 Bankruptcy	

## V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation - Transfer
- ☐ 8 Multidistrict Litigation - Direct File

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):  
Diversity 28 U.S.C. 1332

## VI. CAUSE OF ACTION

Brief description of cause:  
Auto Accident. Defendant struck vehicle Plaintiff was driving

## VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$ 150,000

CHECK YES only if demanded in complaint:  
JURY DEMAND: ☒ Yes ☐ No

## VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**DESIGNATION FORM**

*(to be used by counsel or pro se plaintiff to indicate the category of the case for the purpose of assignment to the appropriate calendar)*

Address of Plaintiff: 241 Barbara Lane Warminster, PA 18974

Address of Defendant: 11530 Emerald Street Dallas Texas 75226

Place of Accident, Incident or Transaction: Bensalem, Bucks County, Pennsylvania

**RELATED CASE, IF ANY:**

Case Number: \_\_\_\_\_ Judge: \_\_\_\_\_ Date Terminated: \_\_\_\_\_

Civil cases are deemed related when **Yes** is answered to any of the following questions:

- |  |                              |  |
|--|------------------------------|--|
| 1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?  | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?            | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action of this court? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual?  | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |

I certify that, to my knowledge, the within case ☐ is / ☒ is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE: 3/14/22

D. Schwartz  
Must sign here

Attorney-at-Law / Pro Se Plaintiff

76262

Attorney I.D. # (if applicable)

**CIVIL: (Place a ✓ in one category only)****A. Federal Question Cases:**

- ☐ 1. Indemnity Contract, Marine Contract, and All Other Contracts
- ☐ 2. FELA
- ☐ 3. Jones Act-Personal Injury
- ☐ 4. Antitrust
- ☐ 5. Patent
- ☐ 6. Labor-Management Relations
- ☐ 7. Civil Rights
- ☐ 8. Habeas Corpus
- ☐ 9. Securities Act(s) Cases
- ☐ 10. Social Security Review Cases
- ☐ 11. All other Federal Question Cases

(Please specify): \_\_\_\_\_

**B. Diversity Jurisdiction Cases:**

- ☐ 1. Insurance Contract and Other Contracts
- ☐ 2. Airplane Personal Injury
- ☐ 3. Assault, Defamation
- ☐ 4. Marine Personal Injury
- ☒ 5. Motor Vehicle Personal Injury
- ☐ 6. Other Personal Injury (Please specify): \_\_\_\_\_
- ☐ 7. Products Liability
- ☐ 8. Products Liability – Asbestos
- ☐ 9. All other Diversity Cases

(Please specify): \_\_\_\_\_

**ARBITRATION CERTIFICATION**

*(The effect of this certification is to remove the case from eligibility for arbitration.)*

I, Daniel Schwartz, counsel of record or pro se plaintiff, do hereby certify:

☒ Pursuant to Local Civil Rule 53.2, § 3(c) (2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs:

☐ Relief other than monetary damages is sought.

DATE: 3/14/22

D. Schwartz  
Sign here if applicable

Attorney-at-Law / Pro Se Plaintiff

76262

Attorney I.D. # (if applicable)

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.



**IN THE UNITED STATES FEDERAL DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>RICHARD JASTRZEBSKI</b>	:	Docket Number:
	:	
vs.	:	
	:	Jury Trial Demanded
<b>WAND TOPCO, INC</b>	:	
	:	
and	:	
	:	
<b>CALIBER COLLISION CENTERS</b>	:	
	:	
and	:	
	:	
<b>AITON DOS SANTOS</b>	:	
	:	
and	:	
	:	
<b>NICHOLAS SMITH</b>	:	

**CIVIL COMPLAINT**

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Plaintiff, Richard Jastrzebski, by and through his attorney, Daniel Schwartz, Esquire, respectfully represents the following:

**Parties**

1. Plaintiff, Richard Jastrzebski, is an adult individual whose current address is 241 Barbara Lane, Warminster, Bucks County, Pennsylvania, 18974.
2. Defendant, Wand Topco, Inc., is a corporate entity with an address of 11530 Emerald Street, Dallas, Texas, 75226.

3. Defendant, Caliber Collision, is a fictitious name entity registered with the Pennsylvania Department of Corporations that Wand Topco, Inc. does business under and has an address of 401 E. Corporate Drive, Suite 150, Lewisville, Texas 75057.
4. Aiton Dos Santos is an adult individual with an address of 9987 Sandy Road, A, Philadelphia, Pennsylvania 19115.
5. Nicholas Smith is an adult individual with an address of 2754 Mower Street, Philadelphia, Pennsylvania 19152.

#### **Jurisdiction**

6. This Honorable Court has jurisdiction over this matter pursuant to diversity of citizenship under 28 U.S.C. 1332 since Plaintiff and the two primary Defendants reside in different states and the amount in controversy exceeds the jurisdictional requirements for diversity. Furthermore, the automobile accident in question occurred in Bucks County, Pennsylvania.
7. Plaintiff, Richard Jastrzebski, is a citizen of Pennsylvania.
8. Defendant, Wand Topco Inc, is a corporate entity registered in Texas.
9. Defendant, Caliber Collision, is a business entity name registered with a home office in Texas.

**Statement of Case**

10. On or about 9:00 am on March 19, 2020, Plaintiff was traveling on state route 132, also known as Street Road, in Bensalem, Bucks County, Pennsylvania.
11. Plaintiff was traveling in the curb lane of traffic.
12. Street Road is a four lane trafficway in this area with turning lanes.
13. As Plaintiff approached the intersection for Reading Lane, Defendant Dos Santos, was in the passing lane of travel and attempted to cross two lanes of traffic and effectuate a right turn.
14. In doing so, Dos Santos struck the vehicle being driven by Plaintiff which resulted in a forceful violent collision.
15. The violent collision and actions by Dos Santos resulted in loss of income and other financial losses to Plaintiff, and such loss amounts will continue to accrue in the future.
16. The violent collision and actions by Dos Santos resulted in medical bills, future medical bills, and/or other related medical expenses that will continue to accrue in the future.
17. Do Santos was employed by Caliber Collison, which also does business as Wand Topco, Inc.
18. The car being operated by Dos Santos was owned by Defendant Smith who gave permissive use of his vehicle.
19. Caliber Collison and Wand Topco, Inc., are liable for the actions and damages caused by Dos Santos.

20. Smith is liable for the actions and damages caused by Dos Santos.
21. The violent collision and actions by Dos Santos resulted in personal injury to Plaintiff that are severe, ongoing, and permanent, including but not limited to:
  - a. Concussion syndrome.
  - b. Herniated disc.
  - c. Bulging disc.
  - d. Back pain, neck pain, shoulder pain, and other body pain.
  - e. Memory issues, lack of focus and attention, and other cognitive ailments.
  - f. Loss of body strength, inability to stand for periods of time.
  - g. Emotional trauma, fear, anxiety, and other psychological ailments.
  - h. Other injuries as known or will be known during ongoing medical treatment.
22. Dos Santos violated a duty of care to Plaintiff by failing to operate his vehicle in a safe and prudent manner.
23. The aforesaid accident and resulting injuries and damages sustained by Plaintiff were caused as a direct and proximate result of the negligence, carelessness and other conduct of Dos Santos, including but not limited to:
  - a. Failing to operate his vehicle in a safe and prudent manner.
  - b. Failing to recognize the conditions, hazards, traffic or other factors on the roadway.
  - c. Driving too fast.
  - d. Failing to stop in time to avoid a collision.
  - e. Failing to yield the right away to another motorist.
  - f. Making a right turn from the passing lane of a multiple lane trafficway.

- g. Making a right turn from the improper lane of the roadway.
- h. Failing to stay within his lane of travel.
- i. Failing to pay attention while driving.
- j. Driving while distracted.
- k. Failing to exercise reasonable standards or care while driving.
- l. Violating provisions of the Pennsylvania Motor Vehicle Code.
- m. Such other acts or omissions that may be discovered during this litigation.

WHEREFORE, Plaintiff respectfully requests judgement in his favor and against Defendants in a sum in excess of One Hundred Twenty Five Thousand Dollars (\$125,000.00), together with other damages appropriate.

Respectfully submitted,



---

Daniel Schwartz, Esquire

## Verification

I, RICHARD JASTRZEBSKI, do hereby swear, verify and/or affirm that the statements made in this document are true and correct to the best of my knowledge, information and belief. I understand that false statements made herein are subject to penalties of 18 Pa.C.S.A. 4904 relating to unsworn falsification to authorities.

Date 3/14/22

  
Signature